IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

First Named Inventor: J. Michael Fitzpatrick §

Conf. No.: 6931 § Group Art Unit: 3731

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Application No.: 10/526,754 § Examiner: Michael H. Thaler

Filing Date: March 4, 2005 § Attorney Docket No.: 9823-26U1

Title: FIDUCIAL MARKER HOLDER SYSTEM FOR SURGERY

AMENDMENT UNDER 37 C.F.R. § 1.111

This paper is being submitted in response to the Office Action dated October 18, 2007 and is being filed within the shortened statutory period set for a response to the Office Action. No fees are believed due with the filing of this paper. However, if any fees are due, please charge the fees to Deposit Account No. 50-1017 (Billing No. 209823.0031).

Please amend the application, without prejudice, as follows: